

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **KAKU, Junya**

Group Art Unit: **2165**

Serial No.: **10/542,005**

Examiner: **LIANG, Vei Chung**

Filed: **July 12, 2005**

P.T.O. Confirmation No.: **8929**

For. **DATA STRUCTURE OF MENU DISPLAY CONTROL DATA AND MENU
DISPLAY DEVICE**

RESUBMISSION OF REFERENCES NOT CONSIDERED

AND DUPLICATE 1449

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 30, 2009

Sir:

The Applicant previously submitted an IDS with form 1449, on July 12, 2005. In the first Action, the Examiner returned that 1449 with the references lined through, stating (page 2 of the Action of November 26, 2007) that the IDS failed to comply due to lack of legible copies. Apparently, the references were lost within the PTO.

The undersigned attorney was informed by the PTO's Inventor Assistance Center that it would be unnecessary to file another IDS, and that only the lost references should be supplied. The Examiner, when the undersigned telephoned, did not contradict the statement of the Inventor Assistance Center.

Therefore, the Applicant re-submits the references, along with an additional copy of the 1449 lacking line-throughs (obtained from PAIR), so that the Examiner may indicate consideration on a clean 1449.

Also attached are a Decision dated January 6, 2009 corresponding to Japanese patent application No. 2003-011858, which cites one of the four references submitted on July 12, 2005

(namely, JP 2002-140143), and International Search Report dated April 20, 2004.

The Commissioner is hereby authorized to charge any needed fee needed to enter this paper to our Deposit Account No. 01-2340.

Respectfully submitted,

KRATZ, QUINTOS & HANSON, LLP



Nicholas S. Bromer
Attorney for Applicant
Reg. No. 33,478

NSB/Irj

Atty. Docket No. **050445**
Suite 400
1420 K Street, N.W.
Washington, D.C. 20005
(202) 659-2930

23850
23850
PATENT & TRADEMARK OFFICE

Enclosures: PTO 1449
Page 2 of Office Action
References (4)
Decision
International Search Report